IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT IN AND FOR UTAH COUNTY, STATE OF UTAH

PROVO RESERVOIR COMPANY, a corporation, Plaintiff,) ANSWER OF PROVO CITY, A MUNICIPAL CORPORATION, TO COUNTERCLAIM OF DAVID LONG
vs.) Civil No. 2888
PROVO CITY, et al.,))
Defendants.)))

Comes now Provo City, a municipal corporation, one of the defendants in the above entitled proceedings and in answer to the counterclaim filed herein on behalf of David Long, admits, denies and alleges as follows:

- This defendant admits that a diligence claim No. 680 has been filed with the Utah State Engineer, and denies each and every other allegation of paragraph 1 of said counterclaim.
- 2. This defendant denies the material allegations contained in paragraph 2 of said counterclaim.
- 3. This defendant admits that the State Engineer, acting through his Provo River Water Commissioner, has endeavored to prevent the said David Long from unlawfully using the waters from said river and its tributaries, but denies all remaining material allegations contained in paragraph 3 of said counterclaim.
- 4. In answer to paragraph 4 of said counterclaim, this defendant alleges that it has no knowledge concerning the allegations therein contained and therefore, denies the same.

WHEREFORE, having fully answered, this defendant prays that the counterclaim filed herein by the said David Long be dismissed.

Counsel for Provo City Corporation

Mailed copies hereof this 7th day of February, 1961, to: Edward W. Clyde, Attorney at Law, 351 South State Street, Salt Lake City, Utah; J. Rulon Morgan, Attorney at Law, Provo, Utah; Richard R. Boyle, Assistant Attorney General, State Capitol, Salt Lake City 14, Utah, Robert B. Porter, Attorney at Law, 1407 West North Temple, Salt Lake City, Utah; and Joseph Novak, Attorney at Law, Continental Bank Building, Salt Lake City, Utah

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MARK F. BOYACK, Clerk